

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(CASE NO. 05-739)**

In Re Application of:

Matthew James Thomas

Confirmation No.: 1388

Serial No.: 10/549,732

Group Art Unit: 3736

Filing Date: September 19, 2005

Examiner: Emily Lloyd

Title: Monitoring Electrical Muscular Activity

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This is a response to the June 27, 2008 Notice Of Non-Complaint Amendment for the above-caption patent application. In the Notice, the Examiner indicated that the Reply to the October 11, 2007 Office Action filed on March 11, 2008 for this case was non-compliant because claim 5 did not provide the proper status identifier.

Attached to this Response is a revised "Amendments to the Claims" section including the correct status of all application claims 1-9 and 11-20.

Respectfully submitted,

**MCDONNELL BOEHNEN
HULBERT & BERGHOFF LLP**

Date: July 8, 2008

By: /A. Blair Hughes/
A. BLAIR HUGHES
Reg. No. 32,901
312-913-2123